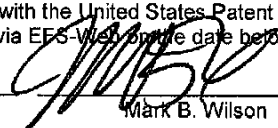


**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Marta Rodriguez-Franco *et al.*  
Serial No.: 10/568,156  
Filed: February 13, 2006  
For: MOSS EXPRESSING PROMOTING  
REGIONS

Group Art Unit: 1638  
Examiner: Page, Brent T.  
Atty. Dkt. No.: SONN:087US  
Confirmation No.: 5874

CERTIFICATE OF ELECTRONIC TRANSMISSION	
I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via EFS-Web on the date below:	
March 28, 2007	
Date	Mark B. Wilson

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to

be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is authorized to deduct the appropriate fees from Fulbright & Jaworski Deposit Account No.: 50-1212/SONN:087US.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Mark B. Wilson  
Reg. No. 37,259  
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 474-5201

Date: March 28, 2007

Form PTO-1449 (modified)	Atty. Docket No.: SONN:087US	Serial No.: 10/568,156
List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)	Applicant: Marta Rodriguez-Franco <i>et al.</i>	
	Filing Date: February 13, 2006	Group: 1638
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1-2</i>

### U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.

### Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Language
	B1	CA 2381995	04/12/01	Canada	English
	B2	DE 19947290	04/19/01	Germany	German
	B3	EP 1206561	02/19/03	Europe	German (English Claims)
	B4	WO 00/49153	08/24/00	WIPO	German (English Abstract)
	B5	WO 01/25456	09/07/01	WIPO	English
	B6	WO 01/64901	04/12/01	WIPO	German (English Abstract)

### Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Berlin <i>et al.</i> , "Genetic modification of plant secondary metabolism: Alteration of product levels by overexpression of amino acid decarboxylases," In: Advances in Plant Biology, Studies in Plant Science, Elsevier, Amsterdam (Ryu and Furasaki, eds.) 4:57-81, 1994.
	C2	Cove <i>et al.</i> , "Mosses as model systems," <i>Trends Plant Sci.</i> , 2:99-105, 1997.
	C3	Database EMBL, "Physcomitrella patens subsp. patens cDNA clone:pphb18g10, 5' end, single read," Database accession no. BJ176671, 2002.
	C4	Database EMBL, "Physcomitrella patens subsp. patens cDNA clone:pph18g08, 5' end, single read," Database accession no. BJ160219, 2002.
	C5	Database EMBL, "Physcomitrella patens subsp. patens cDNA clone:pphb19d05, 5' end, single read," Database accession no. BJ176917, 2002.
	C6	Hiwatashi <i>et al.</i> , "Establishment of gene-trap and enhancer-trap systems in the moss <i>Physcomitrella patens</i> ," <i>Plant J.</i> , 28:105-116, 2001.

25750971.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

Form PTO-1449 (modified)		Atty. Docket No.: SONN:087US	Serial No.: 10/568,156
List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)		Applicant: Marta Rodriguez-Franco <i>et al.</i>	
		Filing Date: February 13, 2006	Group: 1638
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1-2</i>	

### Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C7	Holtdorf <i>et al.</i> , "Promoter subfragments of the sugar beet V-type H <sup>+</sup> -ATPase subunit isoform drive the expression of transgenes in the moss <i>Physcomitrella patens</i> ," <i>Plant Cell Rep.</i> , 21:341-346, 2002.
	C8	Jost <i>et al.</i> , "Isolation and characterization of three moss-derived beta-tubulin promoters suitable for recombinant expression," <i>Current Genetics</i> , 47:111-120, 2005.
	C9	Kasten <i>et al.</i> , "The plastome-encoded zfp A gene of a moss contains procaryotics as well as eucaryotic promoter consensus sequences and its RNA abundance is modulated by cytokinin," 22:327-333, 1992.
	C10	Kohara <i>et al.</i> , "P. patens cDNA," Database EMBL, Database accession no. BJ190411.
	C11	Kohara <i>et al.</i> , "Physcomitrella patens subsp. patens cDNA," Database EMBL, Database accession no. BJ176671, 2002.
	C12	Reski, "Development, Genetics and Molecular Biology of Mosses," <i>Botanica Acta</i> , 111:1-15, 1998.
	C13	Reski, "Molecular genetics of Physcomitrella," <i>Planta</i> , 208:301-309, 1999.
	C14	Schaefer, "A New Moss Genetics: Targeted Mutagenesis in Physcomitrella patens," <i>Annu. Rev. Plant Biol.</i> , 53:477-501, 2002.
	C15	Zeidler <i>et al.</i> , "Transgene Expression in the Moss <i>Ceratodon purpureus</i> ," <i>J. Plant Physiol.</i> , 154:641-650, 1999.

25750971.1

EXAMINER:

DATE CONSIDERED:

EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.